

vouchers of their claims in the Chancery office within four months from the day of sale.

Ann Tongue the widow, on the 24th of January, 1827, filed her petition, in which she stated, that she was entitled to dower in the real estate directed to be sold; and thereupon prayed, that her dower might be assigned to her and that a commission might be issued to the persons therein named for that purpose. On the same day it was *Ordered*, that a commission issue as prayed.

By an order of the 6th of March, 1827, passed on the application of sundry creditors, the terms of sale specified in the decree of the 7th of November, were altered so as to direct that one-third of the purchase money should be paid in six months, one other third in twelve months, and the residue in eighteen months from the day of sale with interest.

A commission having been issued as prayed, to assign to the widow her dower; the commissioners, on the 18th of April, 1827, made a return setting forth in what manner they had assigned dower to the widow as directed. But it does not appear, that any confirmation of the return, or that a decree for the dower so assigned was ever passed. (a)

The trustee *Garner*, on the 19th of April, 1827, made a general report of the sales he had made on the 15th of January, and on the 31st of March previous, amounting to \$9,661 16½. Upon which it was *Ordered*, that they be ratified, unless cause shewn to the contrary, on or before the 19th of July following.

Robert Welsh of Ben, on the 14th of June, 1827, filed his petition on oath, in which he stated, that he had purchased of the trustee *Garner* a part of the real estate of the late *Thomas Tongue*, subject to the dower of his widow; but that although the dower had before been assigned to her, he was not then informed in what manner it had been laid out; this petitioner had since understood, that in regard to quantity and quality she had, had assigned to her at least one moiety of the land; that in that part laid off to her, was included the dwelling-house of her late husband, and all those other buildings, without the use of which the tract of land could not be advantageously used and cultivated; that since the assignment of dower and sale, the trustee had entered upon the part

(a) *Mildred v. Neil*, 2 Bland, 354, note; *Ewing v. Ennalls*, 2 Bland, 356, note; *Watkins v. Worthington*, 2 Bland, 512; *Chambers v. Davenport*, 12 Cond. Chan. Rep. 241.